



U.S. Department of Justice

United States Attorney  
Southern District of New York

The Jacob K. Javitz Federal Building  
26 Federal Plaza, 37<sup>th</sup> Floor  
New York, New York 10278

March 17, 2025

The Honorable Jessica G.L. Clarke  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

**MEMO ENDORSED**

Re: **Indictment S1 23 Cr. 396**

Dear Judge Clarke:

The Government writes in response to defendant Gregg Marcus's March 17, 2025, letter to the Court regarding the Government's S1 Superseding Indictment. (Dkt. 73). The Government inadvertently failed to redact a portion of line 11k of the Superseding Indictment, as had been ordered by the Court with respect to the Government's first Indictment on September 21, 2023. (Dkt. 27). The Government apologizes for this oversight. Upon learning of the defendant's letter, the undersigned immediately contacted the Clerk's Office, and the Superseding Indictment has since been sealed.<sup>1</sup> The Government respectfully requests that Your Honor issue an order directing the Clerk's Office to replace the current sealed Superseding Indictment with the attached redacted version.

Application GRANTED. The Clerk of Court is respectfully directed to replace ECF No. 70 with the attached redacted version of the Superseding Indictment.

SO ORDERED.

JESSICA G. L. CLARKE  
United States District Judge

Dated: March 20, 2025  
New York, New York

Respectfully submitted,

MATTHEW PODOLSKY  
Acting United States Attorney

By:   
Jackie Delligatti  
Georgia V. Kostopoulos  
Assistant United States Attorneys  
212-637-2559/2212

Attachment

<sup>1</sup> Other redactions in the Superseding Indictment were applied by the Clerk's Office and not the Government.